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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LARRY BOWOTO, et al.,

Plaintiffs,

v.

CHEVRONTEXACO CORPORATION, et
al.,

Defendants.

Case No. C-99-2506-SI

**STIPULATION AND [PROPOSED]
ORDER REGARDING THE DEPOSITION
OF DR. WILLIAM OLU AJEWOLE**

WHEREAS, plaintiffs have designated Dr. William Olu Ajewole as both a percipient witness and as a non-retained expert and have indicated an intent to take his deposition in this action;

WHEREAS, plaintiffs noticed Dr. Ajewole's deposition for November 10, 2005 for which defendants' lead counsel was unavailable;

WHEREAS, plaintiffs have agreed to change the date to November 21 or in the month of December as Dr. Ajewole is available for deposition in Nigeria;

STIPULATION RE: DEPOSITION OF
DR. WILLIAM OLU AJEWOLE
C-99-2506

1 WHEREAS, plaintiffs' expert discovery cutoff is November 30, 2005;

2 WHEREAS, the non-expert discovery cutoff is December 16, 2005;

3 WHEREAS, Dr. Ajewole resides in Akure, Ondo State, Nigeria, and his deposition will
4 have to proceed in Lekki, Nigeria at a time when both parties are available;

5 THE PARTIES HEREBY STIPULATE:

6 1. The deposition of Dr. William Olu Ajewole will be scheduled for November 21 or as
7 soon thereafter in December considering the availability of plaintiffs and defendants' counsel and
8 the availability of Dr. Ajewole.

9 2. The parties will meet-and-confer in good faith to ensure that the deposition is scheduled
10 on a date when all parties are available and that defendants will have reasonable notice prior to
11 the deposition so that they will have sufficient time to prepare. Under no circumstances will
12 plaintiffs schedule Dr. Ajewole's deposition with notice of less than one week.

13 3. The deposition will not be scheduled such that it will prevent defense counsel from
14 being in the United States for Thanksgiving or Christmas.

15 4. Dr. Ajewole's deposition can be scheduled after plaintiffs' November 30, 2005 expert
16 discovery cutoff.

17 5. Dr. Ajewole's deposition can be scheduled after the December 16, 2005 non-expert
18 discovery cutoff.

19 6. If defendants elect to file a responsive expert report regarding the subject matter of Dr.
20 Ajewole's testimony, such report will be due the same number of days after January 9, 2005,
21 defendants' expert disclosure date, as Dr. Ajewole's deposition is after November 30. Thus, for
22 example, if Dr. Ajewole's deposition takes place on December 10, defendants' expert disclosure
23 and report will not be served to plaintiffs until January 19. Plaintiffs will receive the same
24 extension for their rebuttal expert.

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1 Dated: November 4, 2005

HADSELL & STORMER

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3 By: *Lauren Teukolsky*
4 Lauren Teukolsky

5 Attorneys for Plaintiffs

6
7 Dated: November 4, 2005

JONES DAY

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9 By: *Caroline Mitchell*
10 Caroline Mitchell

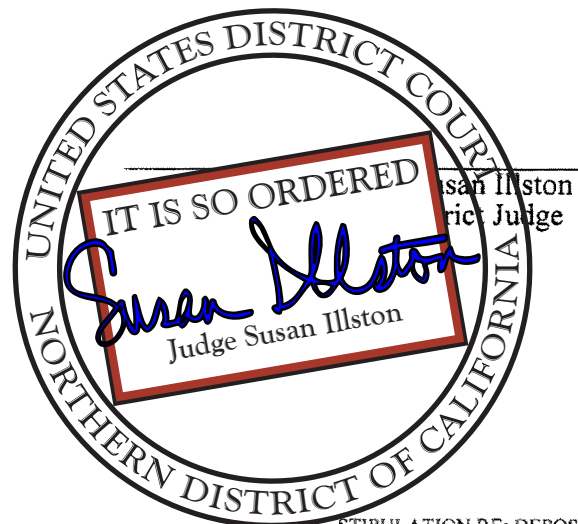
11 Attorneys for Defendants

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13 **ORDER**

14 Based on the stipulation of the parties, the Court finds that there is good cause to permit
15 the deposition of Dr. William Olu Ajewole to proceed after plaintiffs' November 30, 2005 expert
16 discovery cutoff date and the December 16, 2005 non-expert discovery cutoff date should the
17 parties or Dr. Ajewole be unable to schedule a deposition prior to those dates. The parties shall
18 use their best efforts to schedule Dr. Ajewole's deposition on November 21 or as soon after
19 November 30, 2005 as is practicable.

20
21 IT IS SO ORDERED.

22 Dated: October __, 2005



STIPULATION RE: DEPOSITION OF
DR. WILLIAM OLU AJEWOLE
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